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In the District Court of the United States for the
District of Idaho, Eastern Division.

UTAH POWER & LIGHT COMPANY,

Plaintiff

vs.

THE LAST CHANCE CANAL COMPANY,
Limited, et. al.

Defendants.

In Equity

No. 203.

FINAL DECREE

Before HON. F. S. DIETRICH,
District Judge.

Filed July 14, 1920.

SCANNED

FEB 14 2007

W. D. McREYNOLDS,
Clerk.

By PEARL ZANGER,
Deputy.

MAY 14 1996

In Equity No. 203

In the District Court of the United States
for the District of Idaho, Eastern Division

UTAH POWER & LIGHT COMPANY, a Corporation, *Plaintiff*,

vs.

The Last Chance Canal Company, Limited; The Tanner Canal Company, Limited; The Central Canal Company, The North Extension Canal Company, Limited; West Branch Canal Company, Limited; The Turner Canal Company, Limited; The East Branch Canal Company, The Bench Canal, and Budge Land & Live Stock Company, Limited, corporations; W. H. Larkins, Jas. Ellsmore, Geo. Hogan, Lewis S. Pond and Alex Harris as Trustees of the Gentile Valley Irrigation Company, Limited, late a corporation; The Thatcher Irrigation Company, Limited, a corporation; Nathan D. Thatcher, J. A. Folkman, Milton Robbins and Geo. M. Smith, as Trustees of Thatcher Canal & Power Company, Limited, late a corporation; Nelson Ditch Company, a corporation; A. J. Nielson, B. R. Meek, Henry McCuen, C. S. Burton and Eli Fosgreen, as Trustees of Riverdale-Preston Irrigation Company, late a corporation; The Riverdale Irrigating Company, Nielson-Meek Company and West Cache Irrigation Company, corporations; E. P. Johnson, Albert Johnson, Hyrum Johnson, Geo. D. Anderson, Joseph T. Pond, Frank W. Harris, A. C. Bosen, Hyrum J. Smith, John E. Hill, Melvin Green, Robert L. Smith, Charles Westerburg, Peter Westerburg and David P. Evans.

Horace Howard, Henry Rhinehart, Harvey W. Higley, James Monroe (or Munro), Nellie Simmons, John Baird, William Monroe (or Munro), Orrin Monroe (or Munro), Charles Monroe (or Munro), Charles Foster, Hyrum Foster, Mary Baird, John Woodall (or J. D. Woodall), George Ellis, Skinner Irrigation Company, a corporation; Heber Crane, Fred Bartschi, Charles Bartschi, David Chugg, Phillip Chugg, Fred Stauffer, William Williams, Sr. (or William Morgan Williams), William Williams, Jr. (or William Mormon Williams), Oliver Williams, E. M. Lindsay, Georgetown Irrigation Company, a corporation, and Thomas Freeman.

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DATE OF
PRIORITY ~~0678~~ AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

345. *Harriett Harris:*
1899—May 1 1.6 c.f.s.

For the irrigation of 80 acres in the Southeast quarter of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section 9, said Township and Range.

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346. *Joseph Swensen:*
1889—May 1 .7 c.f.s.

For the irrigation of 35 acres in Section 9, said Township and Range.

John P. Sorensen Ditch, diverts from said Middle Fork of Trout Creek, in the Southwest quarter of Section 15, Township 11 South, Range 41 East, B.M. The following parties are entitled to divert through said John P. Sorensen Ditch with priorities and in the amounts hereinbelow set forth:

347. *A. A. Ruud:*
1884—May 11 ~~0680~~ 1.5 c.f.s.
1901—May 11 ~~0681~~ 1.5 c.f.s.

For the irrigation of 100 acres in the Southeast quarter of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section 20, and the Southwest quarter of Section 21, said Township and Range.

348. *Anna M. Fowler:*
1884—May 11 ~~0682~~ 1.6 c.f.s.
1901—May 11 ~~0683~~ 1.6 c.f.s.

For the irrigation of 110 acres in the Southeast quarter of the Southeast quarter of Section 20, the South half of the Southwest quarter of Section 21, said Township and Range.

349. *James Fowler:*
1884—May 11 ~~0684~~ 1.6 c.f.s.
1901—May 11 ~~0685~~ 1.7 c.f.s.

For the irrigation of 115 acres in the North half of the Northeast quarter of Section 29, and the North half of the Northwest quarter of Section 28, said Township and Range.

350. *Milton A. Rodeback:*
1901—May 11 ~~0686~~ 0.4 c.f.s.

For the irrigation of 20 acres in the Northeast quarter of the Northwest quarter of Section 32, said Township and Range.

351. *C. H. (Howard) Rodeback:*
1901—May 1 .4 c.f.s.

For the irrigation of 20 acres in the Southwest quarter of the Southeast quarter of Section 29, and the Northwest quarter of the Northeast quarter of Section 32, said Township and Range.

352. *Lars P. Hansen:*
1884—May 1 1.6 c.f.s.

For the irrigation of 80 acres in the South half of the Northwest quarter of Section 21, said Township and Range.

353. *D. C. Moorehead:*
1884—May 1 0.42 c.f.s.

For the irrigation of 21 acres within the following described tract: Beginning at a point $52\frac{1}{2}$ rods East of the Northwest corner of the Southwest quarter of Sec-

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All the foregoing reservations of jurisdiction shall extend after the term at which this decree is entered, and during any subsequent term prior to January 1, 1924, at which time, or at such earlier time as the court may determine these matters, this decree shall be closed. In all other respects this decree shall be final.

The court further retains jurisdiction, however, at all times, and from time to time, to make all reasonable rules touching the manner of diverting, measuring and distributing the waters, and the devices to be installed and used for such purposes where it may be impracticable to fully comply with the terms of this decree, and to direct that the parties keep accurate and detailed records of the amounts of water diverted, and to require reports to be filed from time to time of the amount so diverted, and generally to make such orders as may be found reasonably necessary to give effect to the decree, and to appoint commissioners or water masters to make distribution in accordance with its terms, and to punish the parties hereto, their officers, agents and employes, and their grantees and successors in interest, for any violation of the provisions thereof.

Done in open court this 14th day of July, 1920.

FRANK S. DIETRICH,
Judge.

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